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2008 JUL 21 AM 11:43

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY  DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

ROBERT LUNDY
P.O. BOX 23
LEMON GROVE, CALIFORNIA

NUNC PRO TUNC

JUL 10 2008

Robert Lundy,

Plaintiff,

vs.

Alex and Janet Colmenero,

Superior Court East County,

Defendant

Case No.: 08 CV 1153 JM CAB

MOTION FOR RESTRAINING ORDER / EMERGENCY INJUNCTION

The defendants have violated the Court Orders and are complicit in keeping My daughter against those issued orders. My spouse died in September, 2007, Judge Lantz Lewis ordered from the bench, upon her death, we (my daughter and I) would be reunited. The defendants were allowed to Joinder this case through an illegal service. These Constitutional Right Violations of the law are ways to continue to keep us apart.

The hearing held on July 2007, the Court Order stated, not to discuss Court hearings with the minor child. The defendants had friends and relatives to send affidavits signed and dated stating, my daughter said, whom she wanted to live with. The Judge (Lewis) said, "the child is being brainwashed", and to cease. The defendants again are complicit in parental alienation issues.

1 While in the custody of the defendants, my daughter hardly communicates, as
2 she did when her mother was alive. I truly believe she is either afraid or
3 intimidated because of her living arrangements.

4 Our Civil and Constitutional Rights continue to be violated, especially when
5 the Family Law Code (3010), reads if one biological parent dies or abandons a
6 child, and other is not on drugs or mentally unstable, the child will live
7 with that parent.

8 KF 8900.S 389 v3 [13:43],[13:44] a substantial threat that Plaintiff will
9 suffer irreparable injury if denied.

10 The threatened injury out weighs any damage the injunction might cause to
11 defendant. This also, will be in the best interest of the child.

12 Recently, March, 2008, the defendants illegally wiretap the plaintiff, had an
13 interpreter translate the call and presented the information to Superior
14 Court. Wiretapping someone without their knowledge is a violation of an
15 amendment of the Constitution?

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21 Dated this 8th day of July, 2008

22 

23 ROBERT LUNDY
24 P.O. BOX 23
25 LEMON GROVE, CALIFORNIA

IN FORMA PAUPERIS